

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

KELLY-SEXTON INC. PROFIT SHARING
PLAN AND TRUST; T. MICHAEL KELLY, in
his capacity as Trustee for the Kelly-Sexton Inc.
Profit Sharing Plan and Trust; KEVIN M. KELLY,
in his capacity as Trustee for the Kelly-Sexton Inc.
Profit Sharing Plan and Trust; and TIMOTHY
SEXTON, in his capacity as Trustee for the Kelly-
Sexton Inc. Profit Sharing Plan and Trust,

Defendants.

Adv. Pro. No. 10-05147 (SMB)

STIPULATION EXTENDING TIME TO CONCLUDE MEDIATION

This Stipulation Extending Time to Conclude Mediation (“Stipulation”) is submitted pursuant to the Bankruptcy Court’s Order entered November 10, 2010 (1) Establishing Litigation

Case Management Procedures for Avoidance Actions and (2) Amending the February 16, 2010 Protective Order (“Case Management Procedures Order”).

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned herein, that the time by which the Parties must conclude mediation in the above-captioned case is extended up to and including October 1, 2014.

The purpose of this Stipulation is to provide additional time for the Parties to resolve this matter through the mediation process as contemplated under the Case Management Procedures Order.

Except as expressly set forth herein, the parties to this Stipulation reserve all rights and defenses they may have, and entry into this Stipulation shall not impair or otherwise affect such rights and defenses, including without limitation any defenses based on lack of jurisdiction.

This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

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Dated: September 9, 2014
New York, New York

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Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and
Bernard L. Madoff*

Dated: September 9, 2014
New York, NY

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Sharing Plan And Trust; T. Michael Kelly, in his
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Sharing Plan and Trust; Kevin M. Kelly, in his
capacity as Trustee for the Kelly-Sexton Inc. Profit
Sharing Plan and Trust; and Timothy Sexton, in his
capacity as Trustee for the Kelly-Sexton Inc. Profit
Sharing Plan and Trust*